W.P. No.385 (M/S) of 2003

Hon. Irshad Hussain, J.

Heard.

This is a petition for a direction so that the small cause court's suit may be decided expeditiously. The suit was filed in the year 1995 which was decreed exparte on 17.07.1997. The defendant moved an application for setting aside the exparte order under order 9 rule 13 of C.P.C. which is pending disposal. Another miscellaneous application has also been moved against the exparte decree. Copies of the order-sheets of the miscellaneous cases had been filed which show that the disposal of the one pretext or the other. Since the cases is pending since long, it is a fit case in which direction need to be issued to the respondent.

In view of the above, petition is allowed. Respondent no.1 is directed to dispose of miscellaneous cases nos. 1 of 1998 and 2 of 1999 expeditiously preferably within a period of two months from the date of receipt of the copy of this order. With this observation, the petition is disposed of finally.

(Irshad Hussain, J.)

12.05.03/B.